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PTO/SB/31 (05-03)

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NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

PA2325US

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Signature

Typed or printed name Charles B. KatzIn re Application of
Yoram NelkenApplication Number
10/008,152

Filed

December 4, 2001For System and Method for Automatic Task
Prioritization

Art Unit

2121

Examiner

George B. Davis

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____

☒ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-0600. I have enclosed a duplicate copy of this sheet.☒ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☐ attorney or agent of record.☒ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) 36,564

Signature

Charles B. Katz

Typed or printed name

650-812-3476

Telephone number

February 23, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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02/27/2004 JADD01 00000027 10008152

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IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Yoram Nelken
SERIAL NO.: 10/008,152
FILING DATE: December 4, 2001
TITLE: System and Method for Automatic Task Prioritization
EXAMINER: George B. Davis
ART UNIT: 2121
ATTY. DKT. NO.: PA2325US

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P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

REMARKS REGARDING NOTICE OF APPEAL

SIR:

In response to the Office Action dated August 25, 2003 and the Advisory Action dated February 11, 2004, Applicant submits herewith a Notice of Appeal and a Petition for Extension of Time of one month. Pursuant to MPEP §706.07(f) and paragraph 5 of the aforementioned Office Action, the shortened statutory period for response is the date the Advisory Action was mailed, since the Applicant filed a reply to the Office Action within two months of the mailing date of the Office Action (October 23, 2003). A copy of the reply and the Auto-Reply Facsimile Transmission evidencing receipt by the Patent Office is enclosed herewith.

Applicant notes that the Examiner erroneously indicated on the Advisory Action that the response period continues to run three months from the date of final rejection. In view of the discussion set forth above, the Examiner is respectfully requested to correct this error.

If the Examiner has any questions regarding this matter, he is welcomed to contact the Applicant's undersigned representative.

Respectfully submitted,

Yoram Nelken

Date: 23 Feb. 2004

By: _____



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